

## 2005 DRAFTING REQUEST

### Bill

Received: 10/14/2005

Received By: rkite

Wanted: As time permits

Identical to LRB:

For: Judy Krawczyk (608) 266-0485

By/Representing: Mark Patronsky

This file may be shown to any legislator: NO

Drafter: rkite

May Contact:

Addl. Drafters:

Subject: Nat. Res. - nav. waters

Extra Copies: Mark Patronsky,  
Leg. Council

Submit via email: YES

Requester's email: Rep.Krawczyk@legis.state.wi.us

Carbon copy (CC:) to:

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### Pre Topic:

No specific pre topic given

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### Topic:

Grant of land to Brown county

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### Instructions:

See Attached

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### Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?				_____			S&L Lake
/1	rkite 10/19/2005	jdyer 11/08/2005	jfrantze 11/08/2005	_____	mbarman 11/08/2005	mbarman 11/09/2005	

FE Sent For:

<END>

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				_____			Lake
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	10/19/2005	11/08/2005	11/08/2005	_____	11/08/2005		

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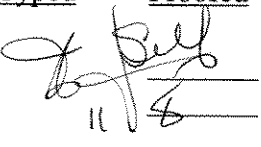
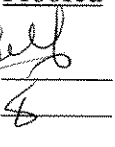
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/?	rkite	1 11/7 jld					

FE Sent For:

<END>

For Rep. Judy Krawczyk

Lakebed grant

WLC: 0260/1

MCP:ksm

10/12/2005

1     **AN ACT relating to:** conveying certain submerged land to Brown county.

*The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:*

2           **SECTION 1. Nonstatutory provisions.**

3           (1) **GRANT.** The state of Wisconsin cedes, grants, and conveys to Brown county all  
4 rights, title, and interest to all of the land and any part or parcel of the land described under  
5 SECTION 2 of this act, to be held and used by Brown county for the purposes described in  
6 SECTION 3 of this act, and subject to the conditions set forth in SECTION 4 of this act.

7           (2) **DESCRIPTION.** The land granted to Brown county under this act includes submerged  
8 land under the waters of Green Bay and any dry land which exists or may be created within  
9 the area that is particularly described as follows: [insert legal description] - *attached*

10          (3) **PURPOSES.** Brown county may hold and use the land described in SECTION 2 of this  
11 act for the purposes of restoring the chain of islands that formerly existed in approximately  
12 this location, and were known as the Cat Island Chain, in order to have a place to deposit  
13 dredged materials from the navigation channel, to construct the islands and restore the  
14 functions of the Cat Island Chain in protecting water quality in Green Bay, to restore the  
15 former terrestrial habitat and near-shore aquatic habitat of the Cat Island Chain, and to provide  
16 opportunities for public use.

17          (4) **CONDITIONS.** (a) *Public access and use.* Brown county may restrict public access  
18 to and public use of the land granted by this act during the bird breeding and nesting season.  
19 Brown county is not required to provide facilities for public access and use. Brown county

1 may impose reasonable regulations on the use of the land granted by this act in order to protect  
2 the public safety and welfare.

3 (b) *Design and construction.* Brown county shall cooperate with the department of  
4 natural resources in the development and implementation of plans for the construction of the  
5 Cat Island Chain to insure that the objectives of this act are achieved and that the water quality  
6 in Green Bay is not adversely affected.

7 (c) *Structures.* Brown county may erect structures on the land granted by this act that  
8 are limited to the following purposes: to facilitate public use and access, to construct and  
9 maintain aids to navigation, and to construct and maintain the islands.

10 (d) *Commercial use.* Brown county may not license or permit any private commercial  
11 use of the land granted by this act.

12 (5) CONVEYANCE. Brown county may not convey all or any part of, or any rights or  
13 interest in, the land granted by this act to any person other than the state, a political subdivision  
14 of the state, or a special purpose district of the state. In the event of a conveyance authorized  
15 by this section, all provisions of this act apply to the grantee of Brown county.

16 (END)

**COPY**

Property Listing

# *Brown County*

305 EAST WALNUT STREET RM. 370  
GREEN BAY, WISCONSIN 54302-3600

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April 1, 2005

To: Chuck Larscheid  
Port & Solid Waste Director

From: Pat Ford  
Brown County Survey Manager

RE: Cat Island Lake Bed Grant Limits

Enclosed are four copies of the corrected description and corrected drawing of the Cat Island Lake Bed Grant Limits. I have also included 2 copies of maps showing the relation between the existing Cat Island Chain and the grant you are working on. I checked and the legal description mathematically closes and the grant is where it is shown on the mapping. As I mentioned on the phone I am not sure what other items may need to be checked to be sure the grant is correct. I do not know if it is a concern that the grant overlaps a title parcel owned by the DNR so I have included 2 copies of a map showing the overlap.

Please review the drawing and if you have any questions or need revisions please call me at 448-6222.



Patrick Ford  
Survey Coordinator  
(920)448-6222

December 2, 2004  
Revised March 31, 2005

## DIAGRAM OF CAT ISLAND LAKE BED GRANT LIMITS

Part of Sections 1, 12 and 13, Town 24 North, Range 20 East and part of Sections 7 and 18, Town 24 North, Range 21 East more fully described as follows:

Commencing at the Northwest Corner of Section 1, Town 24 North, Range 20 East; thence N87°56'55"E, 2639.62 feet along the north line of Section 1 to the North ¼ Corner; thence continuing N87°56'55"E, 134.72 feet along the north line of Section 1 to the meander corner on the north line of Section 1; thence S16°02'35"E, 2634.74 feet to the point of beginning; thence S87°20'46"E, 220.39 feet; thence S26°44'12"W, 903.25 feet; thence S0°31'29"W, 940.56 feet; thence S21°34'36"E, 788.95 feet; thence S31°00'00"E, 6035.27 feet; thence S89°59'59"E, 1399.70 feet; thence S0°00'01"E, 399.91 feet; thence S44°59'57"W, 499.90 feet; thence S45°00'00"E, 750.89 feet; thence S53°52'46"E, 526.24 feet; thence S19°24'14"W, 402.30 feet; thence S89°34'04"W, 2695.72 feet; thence N42°51'26"W, 2273.50 feet; thence N21°17'02"W, 5167.96 feet; thence N59°00'00"E, 1099.29 feet; thence N19°28'42"W, 861.89 feet; thence N0°12'04"E, 996.85 feet; thence N25°48'04"E, 889.72 feet to the point of beginning.



State of Wisconsin  
2005 - 2006 LEGISLATURE

RM run  
LRB-3863/2  
RNK: 1  
JL

Nov 9

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

LPS - please check  
auto refs

Gen

- 1 AN ACT ...; relating to: the conveyance of certain submerged lands to Brown  
2 County.

*Analysis by the Legislative Reference Bureau*

This bill grants to Brown County (county) the rights and title to, and interest in, certain submerged land under the waters of Green Bay and dry land existing or created within that area. The bill authorizes the land to be used for restoring the chain of islands that formerly existed in the location of this land and that were known as the Cat Island Chain. The bill authorizes the county to restrict public access to, and public use of, the land during the bird breeding and nesting season. It also authorizes the county to impose reasonable regulations on the use of the land in order to protect the public safety and welfare. The bill requires the county to cooperate with the Department of Natural Resources in the development and implementation of plans for the construction of the Cat Island Chain and authorizes the county to erect structures that are limited to certain uses including the construction and maintenance of the Cat Island Chain. The bill prohibits the county from conveying the land to any person other than this state, a political subdivision of this state, or a special purpose district of this state.

Because this bill concerns a conveyance of a lake bed area, the Department of Natural Resources, as required by law, will prepare a detailed report to be printed as an appendix to this bill.



For further information see the *state and local* fiscal estimate, which will be printed as an appendix to this bill.

*The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:*

**SECTION 1. Nonstatutory provisions.**

(1) GRANT. This state grants to Brown County all rights and title to, and interest in, the land described in subsection (2) to be held and used by Brown County for the purposes described in subsection (3) and subject to the conditions under subsection (4).

(2) DESCRIPTION. The land to which Brown County is granted all rights and title to, and interest in, is submerged land under the waters of Green Bay and dry land that exists or may be created within that area and that is described as part of Sections 1, 12, and 13, Town 24 North, Range 20 East and part of Sections 7 and 18, Town 24 North, Range 21 East more fully described as follows: commencing at the Northwest Corner of Section 1, Town 24 North, Range 20 East; thence N. 87 degrees 56 minutes 55 seconds E. 2639.62 feet along the north line of Section 1 to the North 1/4 corner; thence continuing N. 87 degrees 56 minutes 55 seconds E. 134.72 feet along the north line of Section 1 to the meander corner on the north line of Section 1; thence S. 16 degrees 02 minutes 35 seconds E. 2634.74 feet to the point of beginning; thence S. 87 degrees 20 minutes 46 seconds E. 220.39 feet; thence S. 26 degrees 44 minutes 12 seconds W. 903.25 feet; thence S. 00 degrees 31 minutes 29 seconds W. 940.56 feet; thence S. 21 degrees 34 minutes 36 seconds E. 788.95 feet; thence S. 31 degrees 00 minutes 00 seconds E. 6035.27 feet; thence S. 89 degrees 59 minutes 59 seconds E. 1399.70 feet; thence S. 00 degrees 00 minutes 01 seconds E. 399.91 feet; thence S. 44 degrees 59 minutes 57 seconds W. 499.90 feet; thence S. 45 degrees 00 minutes 00

1 seconds E. 750.89 feet; thence S. 53 degrees 52 minutes 46 seconds E. 526.24 feet;  
2 thence S. 19 degrees 24 minutes 14 seconds W. 402.30 feet; thence S. 89 degrees 34  
3 minutes 04 seconds W. 2695.72 feet; thence N. 42 degrees 51 minutes 26 seconds W.  
4 2273.50 feet; thence N. 21 degrees 17 minutes 02 seconds W. 5167.96 feet; thence N.  
5 59 degrees 00 minutes 00 seconds E. 1099.29 feet; thence N. 19 degrees 28 minutes  
6 42 seconds W. 861.89 feet; thence N. 00 degrees 12 minutes 04 seconds E. 996.85 feet;  
7 thence N. 25 degrees 48 minutes 04 seconds E. 889.72 feet to the point of beginning.✓

8 (3) PURPOSES.✓ Brown County may hold and use the land described in subsection  
9 (2) for the purposes of restoring the chain of islands that formerly existed in  
10 approximately this location and that were known as the Cat Island Chain, in order  
11 to have a place to deposit dredged materials from the navigation channel, to  
12 construct the islands and restore the function of the Cat Island Chain in protecting  
13 water quality in Green Bay, to restore the former terrestrial habitat and near-shore  
14 aquatic habitat of the Cat Island Chain, and to provide opportunities for public use.✓

15 (4)✓ CONDITIONS. (a) *Public access and use.* Brown County may restrict public  
16 access to, and public use of, the land granted under subsection (1) during the bird  
17 breeding and nesting season. Brown County is not required to provide facilities for  
18 public access to, and public use of, the land. Brown County may impose reasonable  
19 regulations on the use of the land in order to protect the public safety and welfare.

20 (b) *Design and construction.* Brown County shall cooperate with the  
21 department of natural resources in the development and implementation of plans for  
22 the construction of the Cat Island Chain to ensure that the purposes under  
23 subsection (3) are achieved and that the water quality in Green Bay is not adversely  
24 affected. ✓

1 (c) *Structures*. Brown County may erect structures on the land granted under  
2 subsection (1) that are limited to the following purposes:

- 3 1. Facilitating public use of, and access to, the land.  
4 2. Construction and maintenance of aids to navigation.  
5 3. Construction and maintenance of the Cat Island Chain. ✓

6 (d) *Commercial use*. Brown County may not license or permit any private  
7 commercial use of the land granted under subsection (1).

8 (5) *CONVEYANCE*. ✓ Brown County may not convey all or any part of, any rights  
9 to, or any interest in, the land granted under subsection (1) to any person other than  
10 this state, a political subdivision of this state, or a special purpose district of this  
11 state. If Brown County conveys the land granted under subsection (1) as authorized  
12 under this subsection, ✓ the grantee shall comply with this section. ✓ a.r.  
13

(END)

**Barman, Mike**

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**From:** Machtan, Ken  
**Sent:** Wednesday, November 09, 2005 10:09 AM  
**To:** Barman, Mike  
**Subject:** RE: LRB 3683

Oops-try LRB 3863/1-grant of land to Brown County.

---

**From:** Barman, Mike  
**Sent:** Wednesday, November 09, 2005 10:07 AM  
**To:** Machtan, Ken  
**Subject:** RE: LRB 3683

No I'm sorry it's not. Do you have the number right?

**Mike Barman (Senior Program Assistant)**  
State of Wisconsin - Legislative Reference Bureau  
Legal Section - Front Office  
1 East Main Street, Suite 200  
Madison, WI 53703  
(608) 266-3561 / [mike.barman@legis.state.wi.us](mailto:mike.barman@legis.state.wi.us)

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**From:** Machtan, Ken  
**Sent:** Wednesday, November 09, 2005 10:05 AM  
**To:** Barman, Mike  
**Subject:** RE: LRB 3683

You had sent us a draft copy of it on 11/08. It should be under Rep. Krawczyk's name. Yes? No?

---

**From:** Barman, Mike  
**Sent:** Wednesday, November 09, 2005 10:03 AM  
**To:** Machtan, Ken  
**Subject:** RE: LRB 3683

Ken -

I'm sorry, this is not your office's draft.

**Mike Barman (Senior Program Assistant)**  
State of Wisconsin - Legislative Reference Bureau  
Legal Section - Front Office  
1 East Main Street, Suite 200  
Madison, WI 53703  
(608) 266-3561 / [mike.barman@legis.state.wi.us](mailto:mike.barman@legis.state.wi.us)

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**From:** Machtan, Ken  
**Sent:** Wednesday, November 09, 2005 9:58 AM  
**To:** Barman, Mike  
**Subject:** LRB 3683

Can you jacket this bill for us?